

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2
3 In the Matter of

Case No. MD-07-0864A

4 **JOSEPH SCOGGIN, M.D.**

**INTERIM CONSENT AGREEMENT
FOR PRACTICE LIMITATION**

5 Holder of License No. **30290**
6 For the Practice of Allopathic Medicine
In the State of Arizona.

NON-DISCIPLINARY

7 **INTERIM CONSENT AGREEMENT**

8 By mutual agreement and understanding, between the Arizona Medical Board ("Board")
9 and Joseph Scoggin, M.D. ("Physician") the parties agree to the following interim disposition of
10 this matter.

11 1. Physician has read and understands this Interim Consent Agreement and the
12 stipulated Findings of Fact, Conclusions of Law and Order ("Interim Consent Agreement").
13 Physician understands he has the right to consult with legal counsel regarding this matter.

14 2. By entering into this Interim Consent Agreement, Physician voluntarily relinquishes
15 any rights to a hearing or judicial review in state or federal court on the matters alleged, or to
16 challenge this Interim Consent Agreement in its entirety as issued by the Board, and waives any
17 other cause of action related thereto or arising from said Interim Consent Agreement.

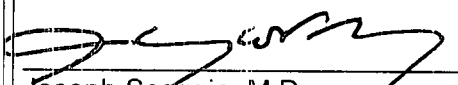
18 3. This Interim Consent Agreement will not become effective until signed by the
19 Executive Director.

20 4. All admissions made by Physician are solely for interim disposition of this matter
21 and any subsequent related administrative proceedings or civil litigation involving the Board and
22 Respondent. Therefore, said admissions by Physician are not intended or made for any other
23 use, such as in the context of another state or federal government regulatory agency proceeding,
24 civil or criminal court proceeding, in the State of Arizona or any other state or federal court.
25

1 5. Physician may not make any modifications to the document. Upon signing this
2 agreement, and returning this document (or a copy thereof) to the Executive Director, Physician
3 may not revoke acceptance of the Interim Consent Agreement. Any modifications to this Interim
4 Consent Agreement are ineffective and void unless mutually approved by the parties.

5 6. This Consent Agreement, once approved and signed, is a public record that may
6 be publicly disseminated as a formal **non-disciplinary** action of the Board and will be reported to
7 the National Practitioner's Data Bank and posted on the Arizona Medical Board web site as a
8 **voluntary non-disciplinary action**.

9 7. If any part of the Interim Consent Agreement is later declared void or otherwise
10 unenforceable, the remainder of the Interim Consent Agreement in its entirety shall remain in
11 force and effect.

12
13 
14 Joseph Scoggin, M.D.

Dated: 2/20/07

1 **FINDINGS OF FACT**

2 1. The Board is the duly constituted authority for the regulation and control of the
3 practice of allopathic medicine in the State of Arizona.

4 2. Physician is the holder of License No. 30290 for the practice of allopathic medicine
5 in the State of Arizona.

6 3. On September 20, 2007 Physician informed the Board he had a medical condition
7 that limits his ability to safely engage in the practice of medicine.

8 4. Because Physician has recognized that his medical condition limits his ability to
9 safely engage in the practice of medicine, the Executive Director may enter into a consent
10 agreement to limit Physician's practice. A.R.S. § 32-1451(F); A.A.C. R4-16-509.

11 5. There has been no finding of unprofessional conduct against Physician.

12 **CONCLUSIONS OF LAW**

13 1. The Board possesses jurisdiction over the subject matter hereof and over
14 Respondent.

15 2. The Executive Director may enter into a consent agreement with a physician to
16 limit or restrict the physician's practice or to rehabilitate the physician, protect the public and
17 ensure the physician's ability to safely engage in the practice of medicine. A.R.S. § 32-1451(F);
18 A.A.C. R4-16-509.

19 **ORDER**

20 IT IS HEREBY AGREED THAT:

21 1. Physician shall not practice clinical medicine or any medicine involving direct
22 patient care, and is prohibited from prescribing any form of treatment including prescription
23 medications until further order of the Board.

1 DATED AND EFFECTIVE this 21st day of September 2007.



ARIZONA MEDICAL BOARD

By *Amada Becht*
for TIMOTHY C. MILLER, J.D.
Executive Director

7 ORIGINAL of the foregoing filed this
21st day of September, 2007 with:

8 The Arizona Medical Board
9 9545 East Doubletree Ranch Road
Scottsdale, AZ 85258

10 EXECUTED COPY of the foregoing
11 Hand-delivered this 21st day of
September 2007 to:

12 Michael Golder
13 Shughart, Thomson & Kilroy, P.C

14 Joseph Scoggin, M.D.
Address of Record

15 *Nathaniel Miller*
16